



<b><u>Surname, First name</u></b>	DOWNES AM QC, The Hon Garry
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<b>Nationality/ Date of Birth</b>	Australian / 7 January 1944

### **Educational/Professional Memberships**

BA; LLB from Sydney University  
 Member, International Chamber of Commerce  
 Member, ICC Court (1995 – 2002)  
 Fellow, Chartered Institute of Arbitrators  
 Former Chairman and Patron, CIArb, Australian Branch  
 Member, London Court of International Arbitration

### **Current Position**

Chartered Arbitrator

### **Professional Experience**

2002 – 2012  
 President of the Administrative Appeals Tribunal of Australia  
 Justice of the Federal Court of Australia  
 Justice of the Supreme Court of Norfolk Island

1983 – 2002  
 Queens Counsel

1970 – 2002  
 Barrister (Member of the Australian Bar; Member of the Bar of England and Wales (Inner Temple)  
 Member of Wentworth Chambers, Sydney  
 Overseas member of Essex Court Chambers, London

### **Arbitration Experience**

- Substantial experience in international litigation and arbitration as both arbitrator and counsel, including experience in ICC and LCIA arbitrations and ad hoc and other international arbitrations.
- Experience includes significant cases such as international dispute by explorer against offshore oil drilling contractor (ICC) (as counsel); dispute over supply agreement between UK and US corporations (LCIA) (as chairman); and international dispute over agency agreement with US pharmaceutical company (ad hoc) (as sole arbitrator).
- 2013: Presiding arbitrator in an ad hoc \$US35 million three party international arbitration heard in Singapore – oil industry dispute relating to “farm in” agreement.
- 2002 to 2012: Experience deciding many cases in the Australian Administrative Appeals Tribunal (as President) and appeals (at Court of Appeal level) in the Federal Court of Australia.
- 1970 to 2002: Practiced for 32 years at the bar in Australia (mostly in Sydney), including 20 years as Queen’s Counsel. In addition to appearing in and sitting in arbitrations, appeared mostly in commercial cases at all levels, including the English Privy Council and the High Court of Australia (Australia’s highest court).
- Taught many courses on arbitration for the Chartered Institute of Arbitrators.

## Publications

- “Internationalism in Australian Arbitration” in the *Commercial Law Quarterly* (1997);
- Australian Chapter, *Encyclopaedia of International Commercial Litigation* (Kluwer);
- Australian Chapter, *Arbitration Procedures in Asia* (Sweet and Maxwell);
- “The Movement Away from Oral Evidence: How Will this Affect Advocates”, in Sampford & ors eds., *Educating Lawyers for a Less Adversarial System* (1999);
- “The Emergence of Antipodean Jurisprudence” in the *Inner Temple Yearbook* (1999/2000).
- “Oral Evidence in Arbitration” in *LCIA Newsletter*.
- “International Commercial Arbitration” in Lindgren & Perram eds., *International Commercial Law, Litigation and Arbitration* (2011).
- Numerous articles and speeches available on the internet site of the Administrative Appeals Tribunal: <http://www.aat.gov.au>.

## Languages

English: Mother tongue

French: Working Knowledge